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SUITE-1600
CHICAGO IL 60661-3693

In re Application of :
John McCafferty et al :
Serial No.: 09/196,673 : PETITION DECISION
Filed: November 20, 1998 :
Attorney Docket No.: 213839-00003 :

This is a response to the petition under 37 CFR 1.59(b), filed September 11, 2002, to expunge information from the above identified application. The application has now been allowed and the petition may be reconsidered.

Petitioner requests that a documents submitted as a Proprietary Information Disclosure Statement under a court Protective Order be expunged from the record. Petitioner states either: (A) that the information contains trade secret material, proprietary material and/or material that is subject to a protective order which has not been made public; or (B) that the information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted, and the information has not otherwise been made public. The petition fee set forth in 37 CFR 1.17(h) has been paid.

The examiner has made a final determination that the material requested to be expunged does not prevent the finding of patentability of the claims. Thus, the decision on the petition to expunge can now be granted.

The petition is **GRANTED**. The confidential material is returned herewith.

Should there be any questions with respect to this decision, please contact William R. Dixon, Jr., by mail addressed to: Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703)308-3824 or by facsimile transmission at (703) 308-7230

Bruce M. Kisliuk
Director, Technology Center 1600